

Fall 8-1-2008

Senate Bill SB-08F-2287 Title VII Revisions, Enforcement Statute

Student Government Association
University of North Florida

Follow this and additional works at: <http://digitalcommons.unf.edu/sgaleg>

Suggested Citation

Student Government Association, "Senate Bill SB-08F-2287 Title VII Revisions, Enforcement Statute" (2008). *Legislation*. 2635.
<http://digitalcommons.unf.edu/sgaleg/2635>

This Article is brought to you for free and open access by the Student Government at UNF Digital Commons. It has been accepted for inclusion in Legislation by an authorized administrator of UNF Digital Commons. For more information, please contact [Digital Projects](#).
© Fall 8-1-2008 All Rights Reserved



SENATE LEGISLATION

SB-08F-2287

1 *SB-08F-2287 : Title VII Revisions*

2 Whereas: The Student Government of the University of North Florida was established to
3 represent student concerns in all University wide matters; and

4 Whereas: The Student Senate is the legislative body of the University of North Florida's
5 Student Government given the responsibility of carrying out such legislative acts that
6 are necessary and proper for the Student Body of the University of North Florida;
7 and

8 Whereas: Legislation dealing with necessary and proper statutory revisions shall be considered
9 by Student Senate; and

10 Whereas: The Enforcement Statute is in need of revision due to the boundaries it holds for
performing a precise hearing; and

12 Whereas: The procedures are unclear and in need of changes to ensure a fair hearing; and

13 Whereas; The following revisions are being made to Title VII;

14 **712.2 Procedure of Hearing**

15 A. The Senate President shall call the hearing to order. ~~Constitution and~~
16 ~~Statutes Committee shall have open discussion, at which time the~~
17 ~~Chair of that committee shall:~~

18
19 B. The CSC Chair shall

20
21 1. State the charges,

22
23 2. Introduce the evidence, and

24
25 3. Question witnesses.

26
27 ~~Other Constitution and Statutes Committee members may partake~~
28 ~~in this discussion.~~

29
30 B.C. The accused shall be allowed to take the floor next and shall have
31 the right to:
32



SENATE LEGISLATION

SB-08F-2287

SB-08F-2287 : Title VII Revisions

1. Counsel for advising purposes, and
 2. Refute the charges and evidence, and
 3. Cross-examine witnesses.
 4. Introduce witnesses.
- ~~G.D.~~ The CSC Chair may then cross-examine the witnesses.
- E. ~~When (s)he is done, The Constitution and Statutes Committee shall then have the opportunity to question all involved parties. the Chair of the Constitution and Statutes Committee shall announce the recommendation of that committee to the Senate.~~
- F. The Constitution and Statutes Committee shall then deliberate to decide on a recommendation to forward to senate.
- G. The CSC Chair shall then present the recommendation to the Senate.
- ~~D.H.~~ At this time, the Senate may question:
1. The accused,
 2. The evidence,
 3. The witnesses, and
 4. The Constitution and Statutes Committee members.
- ~~E.I.~~ The Senate shall then vote on the charges. ~~To convict the accused, the Senate must concur by two-thirds (2/3) vote of the Senate membership on at least one of the charges. This vote shall be done by ballot.~~
- J. The Senate President shall then announce the verdict and the penalty shall be enforced in accordance with Article VII



SENATE LEGISLATION

SB-08F-2287

SB-08F-2287 : Title VII Revisions

Chapter 713: ~~Penalty~~

~~713.1 The accused office holder shall, at the time of the conviction by the Senate relinquish his/her office. (S) He shall be denied candidacy for, or appointment to any office within the auspices of the Student Government of the University of North Florida for one (1) year.~~

Chapter 714: Impeachable Offenses

714.1 Impeachable offenses shall be defined as malfeasance, misfeasance, and non-feasance.

- A. Malfeasance shall be defined as "evil doing; ill conduct. The commission of some act which is positively unlawful; the doing of an act which is wholly wrongful and unlawful; the doing of an act which person ought not to do at all or the unjust performance of some act which the party had no right or which he had contracted not to do. Comprehensive term including any wrongful conduct that affects, interrupts, or interferes with the performance of official duties" by an elected or appointed member of Student Government.
- B. Misfeasance shall be defined as "an adverse event, calamity, or evil fortune, arising by accident (or without the will or concurrence of him who suffers from it), and not to be foreseen or guarded against by care or prudence" by an elected or appointed member of Student Government.
- C. Non-feasance shall be defined as "nonperformance of some act which ought to be performed, omission to perform required duty at all, or total neglect of duty" by an elected or appointed member of Student Government.



SENATE LEGISLATION

SB-08F-2287

SB-08F-2287 : Title VII Revisions

Chapter 7154: Special Provision for Absentees

7154.1 Once a Senator obtains more absences than allowed per the Senate Policies and Procedures, it will be the responsibility of the Senate President Pro-Tempore to notify the Senator in question via telephone, electronic mail, or U.S. mail that they have violated the limit. If the Senator in question is the Senate President Pro-Tempore, then it will be the responsibility of the Senate President to carry out this duty.

7154.2 Within two weeks of notification of the Senator, the Constitution and Statutes Committee will meet to answer any appeal to that Senator's removal from the Student Senate. If the Senator does not appear at the meeting or does not file an appeal, then he/she is automatically removed from his/her Senate seat. Any appeals to the decision of the Constitution and Statutes Committee may be made to the Office of the Judiciary.

7154.3 The initiation procedures stated in Chapter 711.1 are superseded by the provisions set down in this chapter.

7154.4 The Senate President is charged with the obligatory duty of enforcing this chapter, in accordance with Title VII (with the exception of the aforementioned chapter 711.1)."

Therefore: Let it be enacted, by the University of North Florida Student Government that the proposed revisions to Title VII be made effective immediately.

Senate Action

Respectfully Submitted: Sen. James Cima

Introduced by: Senator James Cima

Senate Action: Passed Unanimous

Date: 11-24-2008

Signed, _____

James Cima, Student Senate President

Executive Action

Let it be known that SB-08F-2287 is hereby

PASSED / **VETOED** / **LINE-ITEM VETOED**

on this 1st day of Dec, 2008

John R. Barnes

Signed, _____

John R. Barnes, Student Body President